

**To:** Cheatham, Reggie[cheatham.reggie@epa.gov]; Tulis, Dana[Tulis.Dana@epa.gov]  
**Cc:** Woodyard, Josh[Woodyard.Joshua@epa.gov]; Irizarry, Gilberto[Irizarry.Gilberto@epa.gov]; Stalcup, Dana[Stalcup.Dana@epa.gov]; EOC\_Deputy\_Manager,[EOC\_Deputy\_Manager@epa.gov]  
**From:** Schlieger, Brian  
**Sent:** Mon 8/17/2015 9:46:26 PM  
**Subject:** Email for Martin Hestmark  
[superfund removal guide for preparing action memo.pdf](#)  
[Signed Cessation Memo.pdf](#)

*Reggie,*

*I spoke with Dana Stalcup and he approved the proposed language for the Email. I also have had Tito and Lee Tyner (OGC) review they have also approved with small edits.*

*Dana asked that you cc Jim and him on your email to Martin Hestmark.*

*Thanks,*

*Brian*

Martin,

after reviewing the Action Memorandum associated with the removal action at the Red an Bonita mines, the Office of Emergency Management believes that this removal action is consistent with the exceptions for sites which is included in the attached "Cessation of Work Mining/Tailings Sites and Other Related Actions at Superfund Sites", dated August 14, 2015. The applicable excerpt from the memorandum is directly below:

- Ceasing site operations poses or would pose an imminent threat to human life, or a significant increase in environmental risk greater than that if work halts; or
- EPA's emergency response program needs to address or is addressing an actual or potential imminent threat to public health or the environment; or
- A constructed remedy or ongoing construction is addressing mining-related releases; or

This exception would also apply to the response actions directly related to the Gold King Mine Release. We understand that you are responding to the release as an Emergency Response and will provide an Action Memorandum for these actions as soon as it reasonable to do so. If the Proposed Action Memorandum were to be greater than \$6 million dollars it will require a HQ Approval through the HQ EOC to the Associate Administrator. Also if the Removal Action is over \$2 Million dollars it would require consultation consistent with the attached Superfund Removal Guidance for preparing Action Memoranda.

Please let me know if you have additional questions regarding the Cessation Memorandum as they may relate to your ongoing work in Region 8.